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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**
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10 JENNA KASKORKIS and KIM
11 CARTER, individually and on behalf of
12 all other similarly situated,
13

14 Plaintiffs,

15 v.

16 GENERAL NUTRITION CENTERS,
17 INC., a Delaware Corporation,
18 GENERAL HOLDINGS, INC., a
19 Delaware Corporation,

20 Defendants.

21 Case No: 3:16-cv-00990-WQH-AGS

22 **ORDER GRANTING IN PART AND**
23 **DENYING IN PART JOINT**
24 **STIPULATION CONTINUING STAY**
25 **OF CASE**

26 On April 22, 2016, Plaintiffs Jenna Kaskorkis and Kim Carter initiated this action
27 by filing a Complaint. (ECF No. 1). On June 6, 2016, the Court granted a joint motion
28 to extend time to respond to the Complaint. (ECF No. 5). On July 18, 2016, Defendants
filed an Answer to the Complaint. (ECF No. 8). On August 8, 2016, Plaintiffs filed an
amended complaint. (ECF No. 10). On August 25, 2016, Defendants filed an Answer
to the Amended Complaint. (ECF No. 21). The parties engaged in discovery
proceedings through September 2017, during which the Magistrate Judge granted three
requests to extend class certification briefing deadlines. (ECF Nos. 51, 61, 63). On
September 12, 2017, the Court granted a joint motion to stay the case until November
10, 2017. (ECF No. 82). On November 13, 2017, the Court granted a joint stipulation

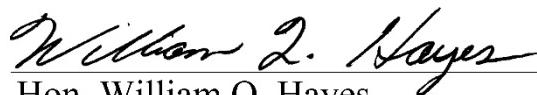
1 to stay the case. (ECF No. 88). On January 25, 2018, the Court granted a joint
2 stipulation to stay the case. (ECF No. 90). On April 2, 2018, the Court granted a joint
3 stipulation to stay the case. (ECF No. 93). On May 18, 2018, the Court granted a joint
4 stipulation to stay the case. (ECF No. 95). On July 10, 2018, the Court granted a joint
5 stipulation to stay the case. (ECF No. 97). On August 30, 2018, the Court granted a joint
6 stipulation to stay the case. (ECF No. 101). On October 22, 2018, the parties filed
7 a status report and joint stipulation (ECF No. 102) requesting the Court to stay the case
8 for the eighth time. The report states, “The parties believe that they have made
9 significant progress in reaching agreement on many settlement terms, and are
10 currently exchanging draft settlement documents. This process is complicated by the
11 fact that the parties are endeavoring to settle . . . multiple cases [with] multiple
12 plaintiffs.” *Id.* at 2–3; *see also* ECF No. 100 at 2–3 (“The parties believe that they
13 have made significant progress in reaching agreement on many settlement terms,
14 and are currently exchanging draft settlement documents. This process is
15 complicated by the fact that the parties are endeavoring to settle . . . multiple cases
16 [with] multiple plaintiffs.”).

17 Having considered the parties’ Joint Stipulation Continuing Stay of Case (ECF
18 No. 102), the Court shall order the stipulation granted in part and denied in part. This
19 action is stayed until November 7, 2018, including all discovery and case-related
20 deadlines. The parties shall promptly notify the Court if they reach a settlement.

21 Within ten days after expiration of the stay set forth above, the parties shall
22 submit a revised Joint Status Report proposing how this matter will proceed.

23 **IT IS SO ORDERED.**

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25 Dated: October 23, 2018


26 Hon. William Q. Hayes
27 United States District Court
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